

Before the
Federal Communications Commission
Washington, D.C. 20554

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| In the Matter of |) | |
| |) | |
| MARITIME COMMUNICATIONS/ LAND MOBILE, LLC, DIP (“MCLM”) |) | WT Docket No. 13-85 |
| Application to Assign Licenses to Choctaw Holdings, LLC |) | FCC File No. <u>0005552500</u> |
| |) | |
| MCLM Applications to Modify and to Partially Assign License for Station WQGF318 to Southern California Regional Rail Authority |) | FCC File Nos. <u>0004153701</u> and 0004144435 |
| |) | |
| Application for New Automated Maritime Telecommunications System Stations |) | FCC File No. <u>0002303355</u> |
| |) | |
| Order to Show Cause, Hearing Designation Order, and Notice of Opportunity for Hearing |) | EB Docket No. <u>11-71</u> File No. EB-09-IH-1751 FCC File Nos. <u>0004030479</u> , 0004144435, 0004193028, 0004193328, 0004354053, 0004309872, 0004310060, 0004314903, 0004315013, 0004430505, 00044317199, 0004419431, 0004422320, 0004422329, 0004507921, 0004153701, 0004526264, 0004636537, and 0004604962 |

CONDITIONALLY SUBMITTED
OPPOSITION TO MOTION TO STRIKE
ERRATA COPY^[*]

To: Office of the Secretary
Attn: Chief, Wireless Telecommunications Bureau

Warren Havens, and
Polaris PNT PBC
2649 Benvenue Ave.
Berkeley, CA 94704
(510) 914 0910

February 22, 2017

^[*] Additions in blue; deletions in strikeout. Errata copy filed 2-23-17 prior to start of business on “lead” file numbers underlined above in this Errata copy, and in dockets 13-85 and 11-71.

Conditionally Submitted
Opposition to Motion to Strike
Application for Review
and in the Alternative Request under Section 1.41

Petitioners Warren Havens (“Havens”) individually and Polaris PNT PBC (a claims assignee of Havens), conditionally submit this filing based on the conditions stated in their application for review of DA 17-68.

Warren Havens and Polaris PNT PBC (“Havens”, “Polaris”, and together, “Petitioners”)¹ hereby oppose the *Motion to Strike and/or Dismiss as Defective Petitions for Reconsideration of FCC 16-172; Request for Imposition of Sanctions; and Petition for Expedited Investigation* (respectively, the “Motion”, the “Request”, the “Petition”, and together, the “MRP”) filed by Maritime Communications/Land Mobile LLC Debtor-in-Possession (“MCLM” or “MCLM DIP”) against the petitions for reconsideration (the “Recons”) filed by Petitioners.²

Petitioners refer to and incorporate in full, for the text of this Opposition, their Opposition filed today regarding the ~~the~~ Applications for Renewal of: Intelligent Transportation & Monitoring Wireless LLC, for Call Signs WQGF310- WQGF312, And Environmental LLC, for Call Signs WQGF313 and WQGF314 File Nos. 0007605737, 0007605738, 0007605739 File Nos. 0007605768, 0007605769.

Also, §1.106 does not provide for a motion to strike, and the MCLM motion is actually a late filed opposition and should be dismissed.

¹ Havens is filing this Petition on his behalf. This filing is also submitted by Havens for Polaris PNT PBC, a Delaware Public Benefit Corporation, controlled by Havens. Havens has assigned certain rights and assets to Polaris to enable it to pursue wireless in the public benefit and for commercial gain. In addition, herein “**Havens**” and “**Petitioners**” *also encompasses* the rights Havens (and via Havens, Polaris) obtained by the abandonment of claims by Receiver Susan Uecker described in the Standing and Interest section in the petition for reconsideration they filed of FCC Order, DA 17-26.

² Herein, “MCLM” means both MCLM prior to bankruptcy and MCLM Debtor-in-possession, depending on the context.

Conclusion

For reasons given above, the relief sought herein should be granted.

Respectfully submitted,

/s/

Warren Havens, for

Warren Havens,^[*] and
Polaris PNT PBC

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February 22, 2017

^[*] Individually, not for any other party.

Declaration

I, Warren Havens, declare under penalty of perjury that the foregoing filing, including ~~all~~ [any](#) attachments and exhibits, was prepared pursuant to my direction and control and that the factual statements and representations contained herein are true and correct.

/s/ Warren Havens
[Submitted Electronically.]

Warren Havens

February 22, 2017

Certificate of Service

I, Warren C. Havens, certify that I have, on February 22, 2017, caused to be served, by placing into the USPS mail system with first-class postage affixed unless otherwise noted below, a copy of the foregoing filing, including any exhibits or attachments, to the following:³

Robert J. Keller
Law Offices of Robert J. Keller, P.C.
P.O. Box 33428
Washington, DC 20033-0428
(Counsel to MCLM/MCLM DIP)

/s/ [Filed Electronically.]

Warren Havens

³ The mailed copy being placed into a USPS drop-box today may be after business hours and thus may not be processed and postmarked by the USPS until the next business day.